IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO.846 of 2004.
IN
CIVIL APPLICATION NO.1405 OF 2003
IN
APPEAL FROM ORDER NO. 860 OF 1987.

Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Ms.P.G.Bhatia for the Applicant.

Shri U.J.Makhija for Respondent No.2.

CORAM : ABHAY S.OKA, J.

DATED : 8th MARCH, 2006.

P.C.:

1. The learned Advocate appearing for the Applicant states that the Respondent No.1 is duly served with the notice of this Application and in fact Respondent No.1 was present on the last date. She tenders an affidavit of service on record. The statement is accepted. I have heard Shri Makhija appearing for the Respondent No.2. He has opposed the application. Considering the averments made in the Application, the same is allowed in terms of prayer clauses (a) and (b).

Judge.